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Admitted only in Maryland Admitted only in Virginia Admitted only in Texas Practice Limited to



July 11, 2002

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Art Unit 2631 Confirmation No.: 7049

RECEIVED

JUL 1 2 2002

Technology Center 2600

Commissioner for Patents Washington, D.C. 20231

Re: U.S. Utility Patent Application

Appl. No. 09/973,872; Filed: October 11, 2001

For: Efficiently Transmitting RTP Protocol in a Network that Guarantees

in Order Delivery of Packets

Inventors:

Bunn et al.

Our Ref:

1875.0670001

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Information Disclosure Statement;
- 2. Form PTO-1449 with sixteen (16) accompanying documents; and
- 3. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

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Commissioner for Patents July 11, 2002 Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Crystal D. Sayles

Attorney for Applicants Registration No. 44,318

RES/CDS/tc Enclosures

SKGF\_DC1:33488.1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re application of:

Bunn et al.

Appl. No. 09/973,872

Filed: October 11, 2001

For:

Efficiently Transmitting RTP

Protocol in a Network that Guarantees in Order Delivery of

**Packets** 

Confirmation No. 7049

Art Unit: 2631

Examiner: To be Assigned

Atty. Docket: 1875.0670001

## **Information Disclosure Statement**

RECEIVED

Commissioner for Patents Washington, D.C. 20231

Technology Center 2600

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application

does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

Applicants have checked the appropriate boxes below.

- 1. This Information Disclosure Statement is being filed within three months of the date of filing of a national application other than a continued prosecution application (CPA), OR within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application, OR before the mailing date of a first Office Action on the merits OR before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No statement or fee is required.
- □ 2. This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application.
  - □ a. I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).
  - □ b. I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
  - □ c. Attached is our Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_ in payment of the fee under 37 C.F.R. § 1.17(p).
- □ 3. This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice

	of Allowance, but before payment of the Issue Fee. Enclosed find our Check							
	No in the amount of \$ in payment of the fee under 37							
	C.F.R. § 1.17(p); in addition:							
□ a.	I hereby state that each item of information contained in this Information							
	Disclosure Statement was cited in a communication from a foreign							
	patent office in a counterpart foreign application not more than three							
	months prior to the filing of this Information Disclosure Statement.							
	37 C.F.R. § 1.97(e)(1).							
□ b.	I hereby state that no item of information in this Information Disclosure							
	Statement was cited in a communication from a foreign patent office							
	in a counterpart foreign application and, to my knowledge after							
	making reasonable inquiry, was known to any individual designated							
	in 37 C.F.R. § 1.56(c) more than three months prior to the filing of							
	this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).							
The doo	cuments were cited in search reports by a foreign patent office in counterpart							
	foreign applications. Submission of an English language version of the							
	search reports that indicates the degree of relevance found by the foreign							
	office is provided in satisfaction of the requirement for a concise							
	explanation of relevance. 1138 OG 37, 38.							
A concise explanation of the relevance of the non-English language document(s)								
	appears below:							

⋈ 4.

□ 5.

**□** 6.

§ 1.98(d).

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

Copies of the documents were cited by or submitted to the Office in an IDS that

complies with 37 C.F.R. § 1.98(a)-(c) in Application No. \_\_\_\_\_\_, filed

§ 120. Thus, copies of these documents are not attached. 37 C.F.R.

\_\_\_\_, which is relied upon for an earlier filing date under 35 U.S.C.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Chystal D. Sayles

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Date: July 11, 2002

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